

Exhibit Q

1 IN THE SUPERIOR COURT OF NEW JERSEY
2 LAW DIVISION - BERGEN COUNTY
3 CIVIL ACTION
4 - - -
5 KATHRYN E. CORBET and : DOCKET NO. BER-L-14589-14 MCL
 ERIC R. CORBET :
6 Plaintiffs, :
 v. :
7 ETHICON, INC., ETHICON : MASTER DOCKET NO.
 WOMEN'S HEALTH AND UROLOGY, : BER-L-11575-14
8 a Division of Ethicon, :
 Inc., GYNECARE, JOHNSON & :
9 JOHNSON, AND JOHN DOES 1-20 :
 Defendants. :

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12 NOVEMBER 24, 2015

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15 Videotape deposition of NICOLE
16 FLEISCHMANN, M.D., taken pursuant to notice, was
17 held at the law offices of Riker Danzig Scherer
18 Hyland & Perretti, LLP, 500 Fifth Avenue, 49th
19 Floor, New York, New York 10110, commencing at 9:34
20 a.m., on the above date, before Amanda Dee
21 Maslynsky-Miller, a Certified Realtime Reporter and
22 Notary Public in and for the State of New York.

23

24 GOLKOW TECHNOLOGIES, INC.
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25 deps@golkow.com

1 A. I'm not sure I understand the
2 question.

3 Q. Do you have opinions about whether
4 the warnings -- do you have opinions about whether
5 the warnings for the TVTTM Retropubic are adequate
6 or not?

7 A. Are you talking about the IFU
8 warnings?

9 Q. Yes.

10 A. Do I have opinions about whether
11 they're adequate?

12 Q. Yes.

13 A. My opinion is that they're adequate.

14 MR. SLATER: Move to strike.

15 BY MR. SLATER:

16 Q. My question is this: Are you
17 intending to offer opinions in this case about the
18 adequacy of the warnings for the TVTTM Retropubic?

19 A. Absolutely.

20 Q. Have you ever done that in any
21 litigation before, given warning opinions?

22 A. In any litigation? No.

23 Q. When you give your opinions about
24 whether or not the warnings for the TVTTM Retropubic
25 are adequate, are you applying any published

1 standards for warnings?

2 A. I don't understand the question.

3 MS. KABBASH: Objection.

4 BY MR. SLATER:

5 Q. Did you consult any published
6 standards for what information is supposed to be
7 provided in a medical device warning like for the
8 TVTTM Retropubic?

9 A. No.

10 MS. KABBASH: Objection.

11 BY MR. SLATER:

12 Q. Did you review testimony by witnesses
13 from Ethicon who are responsible for making sure the
14 warnings are adequate, to see what standards they
15 applied, in their industry, in determining what
16 should be warned of? Did you look at those
17 standards?

18 A. I never looked at any testimony from
19 Ethicon, no.

20 Q. Did you look at any internal
21 documents from Ethicon, where they set out the
22 standards or the criteria that they applied in
23 determining what information needed to be in a
24 warning such as for the TVTTM Retropubic?

25 A. I don't believe I have, no.

1 Q. When you offer your opinions as to
2 the adequacy of the warnings, are you essentially
3 advising us what you believe would be adequate for
4 you in your medical practice, with your basic --
5 with your level of experience and what you're
6 familiar with?

7 A. Exactly, yes.

8 Q. There was some reference in your
9 report to the patient brochure or whether or not a
10 patient brochure was shown to Ms. -- Mrs. Corbet,
11 right? You talked about that a little?

12 A. Yes.

13 Q. As you sit here now, am I accurate
14 you don't know which patient brochure she actually
15 saw?

16 A. I can't say exactly. But I know the
17 brochure that was out at the time of her -- of her
18 care.

19 Q. The patient brochure that was out
20 during the time that she had her surgery in 2011, do
21 you know if that's the patient brochure that she was
22 shown during her deposition?

23 A. That's the one that she felt was
24 familiar to her, in her deposition.

25 Q. This is my question -- rephrase.